UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF FLORIDA JACKSONVILLE DIVISION

JACARA MONIQUE GARTRELL, on behalf of Herself and all others similarly situated,

Plaintiff,

v.

Case No. 3:19-cv-442-TJC-JBT

J.J. MARSHALL & ASSOCIATES, INC.,

Defendant.

<u>ORDER</u>

This case is before the Court on Defendant J.J. Marshall & Associates, Inc.'s Motion for Reconsideration (Doc. 60). Plaintiff Jacara Gartrell filed a response (Doc. 62), to which Defendant filed a Reply (Doc. 64).

Reconsideration of a prior decision is justified if the movant identifies: "(1) an intervening change in controlling law; (2) the availability of new evidence; [or] (3) the need to correct clear error or manifest injustice." <u>Fla. Coll. of Osteopathic Med., Inc. v. Dean Witter Reynolds, Inc.</u>, 12 F. Supp. 2d 1306, 1308 (M.D. Fla. 1998). A motion to reconsider must "raise new issues, not merely readdress issues previously litigated." <u>Id.</u> Defendant's motion simply reiterates its previous arguments. If Defendant wishes to contest standing it may do so in response to the Amended Complaint.

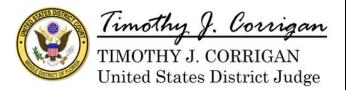
Accordingly, it is hereby

ORDERED:

Defendant J.J. Marshall's Motion for Reconsideration is **DENIED**.

Defendant shall respond to the Amended Complaint (Doc. 59) no later than **May**7, 2021.

DONE AND ORDERED in Jacksonville, Florida the 16th day of April, 2021.



agb Copies:

Counsel of record